

# **Exhibit 2**

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7 UNITED STATES DISTRICT COURT  
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9 NORTHERN DISTRICT OF CALIFORNIA  
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11 SAN FRANCISCO DIVISION

11 WAYMO LLC,

12 Plaintiffs,

13 vs.

14 UBER TECHNOLOGIES, INC.;  
15 OTTOMOTTO LLC; OTTO TRUCKING  
16 LLC,

17 Defendants.  
18

Case No.: 3:17-cv-00939-WHA

**NON-PARTY ANTHONY  
LEVANDOWSKI'S OBJECTIONS AND  
RESPONSES TO WAYMO'S JUNE 23,  
2017 SUBPOENA TO PRODUCE  
DOCUMENTS, INFORMATION, OR  
OBJECTS OR TO PERMIT INSPECTION  
OF PREMISES IN A CIVIL ACTION**

19 Under Rule 45 of the Federal Rules of Civil Procedure, Anthony Levandowski, a non-  
20 party to this lawsuit, hereby provides the following objections and responses to the Subpoena to  
21 Produce Documents, Information, or Objects or to Permit Inspection of Premises in a Civil  
22 Action (the "Subpoena") directed to Anthony Levandowski served by Plaintiff Waymo LLC  
23 ("Waymo"), dated June 23, 2017.

24 **I. PRELIMINARY STATEMENT AND GENERAL OBJECTIONS**

25 Mr. Levandowski specifically incorporates each of the following general objections into  
26 his responses to each of Waymo's document requests and topics for testimony, whether or not  
27 each such general objection is expressly referred to in Mr. Levandowski's response to a specific  
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1 request or topic. An agreement to produce responsive documents in the responses below means  
2 only that Mr. Levandowski will produce non-privileged documents within his custody or control  
3 that he identifies after a reasonable search and diligent inquiry, and is not a representation that  
4 any such responsive documents exist.

5 1. Mr. Levandowski objects to the Subpoenas as overbroad and burdensome in that  
6 they fail to place any temporal limitation on the scope of the documents requested save requests  
7 Nos. 3 and 31.

8 2. Mr. Levandowski objects to any request to the extent that it is vague, overbroad,  
9 unduly burdensome, or oppressive, or to the extent it purports to impose upon Mr. Levandowski  
10 any duty or obligation that is inconsistent with or in excess of those obligations that are imposed  
11 by the Federal Rules of Civil Procedure or the Local Rules. The 2015 amendments to the Federal  
12 Rules of Civil Procedure impose strict new limits on discovery, and now obligate the “court and  
13 the parties to secure the just, speedy, and inexpensive determination of every action and  
14 proceeding.” Fed. R. Civ. P. 1. The Federal Rules now limit the scope of discovery to that which  
15 is “relevant to any party’s claim or defense and proportional to the needs of the case, considering  
16 the importance of the issues at stake in the action, the amount in controversy, the parties’ relative  
17 access to relevant information, the parties’ resources, the importance of the discovery in resolving  
18 the issues, and whether the burden or expense of the proposed discovery outweighs its likely  
19 benefit. Information within this scope of discovery need not be admissible in evidence to be  
20 discoverable.” Fed. R. Civ. P. 26(b)(1). Mr. Levandowski will not comply with any attempt to  
21 impose obligations not required by those Rules.

22 3. Mr. Levandowski objects to any request to the extent it seeks information and  
23 documents protected from discovery under the attorney-client privilege, the work-product  
24 doctrine, the common-interest and joint-defense doctrine, and any other applicable privilege or  
25 doctrine. The inadvertent production by Mr. Levandowski of any information protected from  
26 disclosure by any privilege or doctrine shall *not* constitute a waiver by Mr. Levandowski of such  
27 protections. Mr. Levandowski expressly reserves the right to demand the return and/or  
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1 destruction of any and all such privilege or protected documents or information inadvertently  
2 produced by Mr. Levandowski in this action.

3 4. Mr. Levandowski objects to any instruction or request to the extent that it would  
4 impose a duty on Mr. Levandowski to undertake a search for, or an evaluation of, information,  
5 documents, or things for which Waymo is equally able to search for and evaluate, including  
6 documents that are publicly available, in the possession of parties to this litigation, and/or are  
7 already in the possession of Waymo.

8 5. Mr. Levandowski objects to any request to the extent it seeks information and  
9 documents outside of Mr. Levandowski's possession, custody, or control. Mr. Levandowski  
10 further objects to the Subpoenas to the extent they purport to require production of any materials  
11 that are within the possession, custody, or control of Mr. Levandowski's former employer—Uber,  
12 or other Uber personnel. Documents possessed by another entity or person are not within the  
13 possession, custody, or control of Mr. Levandowski.

14 6. Mr. Levandowski objects to any request that seeks confidential and/or proprietary  
15 information, as well as material impinging on the privacy interests of Mr. Levandowski. Mr.  
16 Levandowski will produce documents containing such information only subject to the terms of an  
17 appropriate protective order pursuant to Fed. R. Civ. P. 26(c).

18 7. Mr. Levandowski objects to any request that seeks material protected from  
19 disclosure by Mr. Levandowski's Fifth Amendment privilege. The requests for documents here  
20 are so broad as to constitute a fishing expedition and would require Mr. Levandowski to make  
21 testimonial acts of production to make a document-by-document response. *See, e.g., United States*  
22 *v. Hubbell*, 530 U.S. 27 (2000).

23 8. Mr. Levandowski objects to any request that seeks information that is subject to  
24 confidentiality or non-disclosure agreements with third parties. This includes, most importantly,  
25 confidentiality and non-disclosure agreements between Mr. Levandowski and his former  
26 employer, Uber. Mr. Levandowski will produce such information (1) only to the extent that he is  
27 permitted to do so under his agreements, (2) only after those third parties receive appropriate  
28 notice and are provided with a reasonable opportunity to raise objections, and (3) only after the

1 Court resolves any such third-party objections. Further, Mr. Levandowski will produce such  
2 information only subject to an appropriate protective order under Fed. R. Civ. P.26(c).

3 9. Mr. Levandowski objects to each request and instruction to the extent that the  
4 information requested is in the possession of and/or is equally available from Plaintiff Waymo,  
5 individually and on behalf of all others similarly situated. It is a matter of well-settled law that a  
6 party should first obtain discovery from its opponent before burdening a non-party with discovery  
7 requests. *See, e.g., Haworth, Inc. v. Herman Miller, Inc.*, 998 F.2d 975, 978 (Fed. Cir. 1993)  
8 (holding that a district court can properly require a party to seek discovery from its party  
9 opponent before burdening a non-party with a subpoena); *Medcorp, Inc. v. Pinpoint*  
10 *Technologies, Inc.*, No. 08-CV-00867, 2009 WL 2194036, at \*4 (D. Colo. July 14, 2009) (“With  
11 respect to discovery issued to non-parties, a party seeking discovery must satisfy a burden of  
12 proof heavier than the ordinary burden imposed by Rule 26 relating to discovery on any matter  
13 relevant to the subject matter involved in the pending action . . . When, as here, discovery  
14 identified in the subpoena duces tecum is sought from non-parties, the status of a person as a non-  
15 party is a factor of which weighs against disclosure. Given the short period of time in which  
16 third-parties have to respond to such subpoenas, particularly when compared to parties to  
17 litigation, this level of discovery is not appropriate.”).

18 10. Mr. Levandowski objects to any request that seeks “any” or “all” documents  
19 relating to the subject matter of the request as overly broad, unduly burdensome, and oppressive  
20 when documents sufficient to show the requested information would satisfy any reasonable  
21 discovery need of Defendant.

22 11. Mr. Levandowski objects to each request and instruction to the extent that it is  
23 vague, ambiguous, and unclear.

24 12. Mr. Levandowski objects to each request to the extent it requires disclosure from  
25 which Mr. Levandowski is entitled to seek protection due to annoyance, embarrassment,  
26 oppression, or undue burden and expense.  
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1           13. Mr. Levandowski objects to each request and instruction to the extent they call for  
2 legal conclusions in order to provide a response and/or produce documents or information.

3           14. Mr. Levandowski objects to each paragraph of the section labeled “Definitions”  
4 and to each and every request to the extent they purport to give meaning or legal significance to a  
5 document, fact, or purported fact whose meaning or significance is subject to dispute between the  
6 parties. Mr. Levandowski further objects to Waymo’s “Definitions” to the extent they (1) render  
7 any request vague, overbroad, or unduly burdensome; (2) seek information that is neither relevant  
8 to the subject matter of this litigation nor reasonably calculated to lead to the discovery of  
9 admissible evidence; or (3) impose obligations or demands on Mr. Levandowski beyond those  
10 contemplated by the Federal Rules of Civil Procedure and the applicable Local Rules. Mr.  
11 Levandowski’s responses to each of Waymo’s requests shall not constitute an admission or  
12 concession to any of the definitions, terms, phrases, assertions, characterizations, or implications  
13 contained therein.

14           15. No agreement by Mr. Levandowski to provide information in response to a request  
15 shall be construed as a waiver of Mr. Levandowski’s right to object to the use of that information  
16 during trial or any other proceeding in this or any other action.

17           16. Mr. Levandowski objects to each paragraph of the section labeled “Instructions” to  
18 the extent the instructions (1) render any request vague, overbroad, or unduly burdensome; (2)  
19 seek information that is neither relevant to the subject matter of this litigation nor reasonably  
20 calculated to lead to the discovery of admissible evidence; or (3) impose obligations and demands  
21 on Mr. Levandowski beyond those contemplated by the Federal Rules of Civil Procedure and the  
22 applicable Local Rules. Mr. Levandowski will not comply with any attempt to impose  
23 obligations not required by those rules.

24           17. Mr. Levandowski reserves the right to assert additional objections to Waymo’s  
25 requests, as appropriate.  
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1 **II. SPECIFIC OBJECTIONS TO DOCUMENT REQUESTS**

2 **REQUEST NO. 1:**

3 All DOCUMENTS and COMMUNICATIONS REGARDING ODIN WAVE and/or  
4 TYTO before May 5, 2016.

5 **RESPONSE TO REQUEST NO. 1:**

6 Mr. Levandowski incorporates his General Objections above as though set forth in this  
7 response. Mr. Levandowski further objects to this request because it is not calculated to lead to  
8 discoverable material, and constitutes an improper fishing expedition. Mr. Levandowski objects  
9 to this request to the extent it seeks information and documents protected from discovery under  
10 Mr. Levandowski's Fifth Amendment privilege, the attorney-client privilege, the work-product  
11 doctrine, the common-interest and joint-defense doctrine, and any other applicable privilege or  
12 doctrine. Mr. Levandowski objects to this request as vague, overly broad, and unduly  
13 burdensome, in that it contains no limitations as to the subject matter of this litigation. Mr.  
14 Levandowski objects to this request to the extent that it seeks confidential and/or proprietary  
15 information.

16 Subject to and without waiving his objections, Mr. Levandowski responds as follows:

17 After a reasonable, diligent search, Mr. Levandowski will produce non-privileged,  
18 responsive documents, the act of production of which is not protected by the Fifth Amendment.

19 **REQUEST NO. 2:**

20 All DOCUMENTS and COMMUNICATIONS REGARDING APPARATE  
21 INTERNATIONAL.

22 **RESPONSE TO REQUEST NO. 2:**

23 Mr. Levandowski incorporates his General Objections above as though set forth in this  
24 response. Mr. Levandowski further objects to this request because it is not calculated to lead to  
25 discoverable material, and constitutes an improper fishing expedition. Mr. Levandowski objects  
26 to this request to the extent it seeks information and documents protected from discovery under  
27 Mr. Levandowski's Fifth Amendment privilege, the attorney-client privilege, the work-product  
28 doctrine, the common-interest and joint-defense doctrine, and any other applicable privilege or

1 doctrine. Mr. Levandowski objects to this request as vague, overly broad, and unduly  
 2 burdensome, in that it contains no limitations as to time or the subject matter of this litigation.  
 3 Mr. Levandowski objects to this request to the extent that it seeks confidential and/or proprietary  
 4 information.

5 Subject to and without waiving his objections, Mr. Levandowski responds as follows:

6 After a reasonable, diligent search, Mr. Levandowski will produce non-privileged,  
 7 responsive documents, the act of production of which is not protected by the Fifth Amendment.

8 **REQUEST NO. 3:**

9 All DOCUMENTS and COMMUNICATIONS REGARDING UBER before August 23,  
 10 2016.

11 **RESPONSE TO REQUEST NO. 3:**

12 Mr. Levandowski incorporates his General Objections above as though set forth in this  
 13 response. Mr. Levandowski objects to this request to the extent it seeks information and  
 14 documents protected from discovery under Mr. Levandowski's Fifth Amendment privilege, the  
 15 attorney-client privilege, the work-product doctrine, the common-interest and joint-defense  
 16 doctrine, and any other applicable privilege or doctrine. Mr. Levandowski further objects to this  
 17 request as vague, overly broad, and unduly burdensome, in that it contains no limitations as to the  
 18 subject matter of this litigation. Mr. Levandowski further objects to this request to the extent that  
 19 it seeks confidential and/or proprietary information.

20 Subject to and without waiving his objections, Mr. Levandowski responds as follows:

21 After a reasonable, diligent search, Mr. Levandowski will produce non-privileged, responsive  
 22 documents, the act of production of which is not protected by the Fifth Amendment.

23 **REQUEST NO. 4:**

24 All DOCUMENTS and COMMUNICATIONS REGARDING POUCH HOLDINGS.

25 **RESPONSE TO REQUEST NO. 4:**

26 Mr. Levandowski incorporates his General Objections above as though set forth in this  
 27 response. Mr. Levandowski objects to this request because it is not calculated to lead to  
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1 discoverable material, and constitutes an improper fishing expedition. Mr. Levandowski further  
2 objects to this request to the extent it seeks information and documents protected from discovery  
3 under Mr. Levandowski's Fifth Amendment privilege, the attorney-client privilege, the work-  
4 product doctrine, the common-interest and joint-defense doctrine, and any other applicable  
5 privilege or doctrine. Mr. Levandowski objects to this request as vague, overly broad, and unduly  
6 burdensome, in that it contains no limitations as to time or the subject matter of this litigation.

7 Subject to and without waiving his objections, Mr. Levandowski responds as follows:

8 After a reasonable, diligent search, Mr. Levandowski will produce non-privileged,  
9 responsive documents, the act of production of which is not protected by the Fifth Amendment.  
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1 **REQUEST NO. 5:**

2 All DOCUMENTS and COMMUNICATIONS REGARDING DOGWOOD LEASING.

3 **RESPONSE TO REQUEST NO. 5:**

4 Mr. Levandowski incorporates his General Objections above as though set forth in this  
5 response. Mr. Levandowski objects to this request because it is not calculated to lead to  
6 discoverable material, and constitutes an improper fishing expedition. Mr. Levandowski further  
7 objects to this request as vague, overly broad, and unduly burdensome, in that it contains no  
8 limitations as to time or the subject matter of this litigation. Mr. Levandowski also objects to this  
9 request to the extent it seeks information and documents protected from discovery under Mr.  
10 Levandowski's Fifth Amendment privilege, the attorney-client privilege, the work-product  
11 doctrine, the common-interest and joint-defense doctrine, and any other applicable privilege or  
12 doctrine.

13 Subject to and without waiving his objections, Mr. Levandowski responds as follows:

14 After a reasonable, diligent search, Mr. Levandowski will produce non-privileged,  
15 responsive documents, the act of production of which is not protected by the Fifth Amendment.

16 **REQUEST NO. 6:**

17 All DOCUMENTS and COMMUNICATIONS REGARDING SANDSTONE.

18 **RESPONSE TO REQUEST NO. 6:**

19 Mr. Levandowski incorporates his General Objections above as though set forth in this  
20 response. Mr. Levandowski objects to this request because it is not calculated to lead to  
21 discoverable material, and constitutes an improper fishing expedition. Mr. Levandowski further  
22 objects to this request as vague, overly broad, and unduly burdensome, in that it contains no  
23 limitations as to time or the subject matter of this litigation. Mr. Levandowski also objects to this  
24 request to the extent it seeks information and documents protected from discovery under Mr.  
25 Levandowski's Fifth Amendment privilege, the attorney-client privilege, the work-product  
26 doctrine, the common-interest and joint-defense doctrine, and any other applicable privilege or  
27 doctrine.  
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1 Subject to and without waiving his objections, Mr. Levandowski responds as follows:

2 After a reasonable, diligent search, Mr. Levandowski will produce non-privileged,  
3 responsive documents, the act of production of which is not protected by the Fifth Amendment.

4 **REQUEST NO. 7:**

5 All DOCUMENTS REGARDING the formation of OTTOMOTTO, including, without  
6 limitation, business formation documents, business plans, and solicitations of investment capital.

7 **RESPONSE TO REQUEST NO. 7:**

8 Mr. Levandowski incorporates his General Objections above as though set forth in this  
9 response. Mr. Levandowski objects to this request because it is not calculated to lead to  
10 discoverable material, and constitutes an improper fishing expedition. Mr. Levandowski further  
11 objects to this request to the extent it seeks information and documents protected from discovery  
12 under Mr. Levandowski's Fifth Amendment privilege, the attorney-client privilege, the work-  
13 product doctrine, the common-interest and joint-defense doctrine, and any other applicable  
14 privilege or doctrine. Mr. Levandowski further objects to this request to the extent that it seeks  
15 confidential and/or proprietary information.

16 Subject to and without waiving his objections, Mr. Levandowski responds as follows:

17 After a reasonable, diligent search, Mr. Levandowski will produce non-privileged,  
18 responsive documents, the act of production of which is not protected by the Fifth Amendment.

19 **REQUEST NO. 8:**

20 All DOCUMENTS REGARDING the formation of OTTO TRUCKING, including,  
21 without limitation, business formation documents, business plans, and solicitations of investment  
22 capital.

23 **RESPONSE TO REQUEST NO. 8:**

24 Mr. Levandowski incorporates his General Objections above as though set forth in this  
25 response. Mr. Levandowski objects to this request because it is not calculated to lead to  
26 discoverable material, and constitutes an improper fishing expedition. Mr. Levandowski further  
27 objects to this request to the extent it seeks information and documents protected from discovery  
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1 under Mr. Levandowski's Fifth Amendment privilege, the attorney-client privilege, the work-  
 2 product doctrine, the common-interest and joint-defense doctrine, and any other applicable  
 3 privilege or doctrine. Mr. Levandowski further objects to this request to the extent that it seeks  
 4 confidential and/or proprietary information.

5 Subject to and without waiving his objections, Mr. Levandowski responds as follows:

6 After a reasonable, diligent search, Mr. Levandowski will produce non-privileged,  
 7 responsive documents, the act of production of which is not protected by the Fifth Amendment.

8 **REQUEST NO. 9:**

9 All COMMUNICATIONS with Brian McClendon.

10 **RESPONSE TO REQUEST NO. 9:**

11 Mr. Levandowski incorporates his General Objections above as though set forth in this  
 12 response. Mr. Levandowski objects to this request as vague, overly broad, and unduly  
 13 burdensome, in that it contains no limitations as to time or the subject matter of this litigation.  
 14 Mr. Levandowski further objects to this request to the extent it seeks information and documents  
 15 protected from discovery under Mr. Levandowski's Fifth Amendment privilege, the attorney-  
 16 client privilege, the work-product doctrine, the common-interest and joint-defense doctrine, and  
 17 any other applicable privilege or doctrine. Mr. Levandowski further objects to this request to the  
 18 extent that it seeks confidential and/or proprietary information and/or documents that are  
 19 protected by privacy rights under the United States Constitution or state or federal law, or other  
 20 confidentiality protections.

21 Subject to and without waiving his objections, Mr. Levandowski responds as follows:

22 After a reasonable, diligent search, Mr. Levandowski will produce non-privileged,  
 23 responsive documents, the act of production of which is not protected by the Fifth Amendment.

24 **REQUEST NO. 10:**

25 All COMMUNICATIONS with Travis Kalanick.

26 **RESPONSE TO REQUEST NO. 10:**

27 Mr. Levandowski incorporates his General Objections above as though set forth in this  
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1 response. Mr. Levandowski objects to this request as vague, overly broad, and unduly  
 2 burdensome, in that it contains no limitations as to time or the subject matter of this litigation.  
 3 Mr. Levandowski further objects to this request to the extent it seeks information and documents  
 4 protected from discovery under Mr. Levandowski's Fifth Amendment privilege, the attorney-  
 5 client privilege, the work-product doctrine, the common-interest and joint-defense doctrine, and  
 6 any other applicable privilege or doctrine. Mr. Levandowski further objects to this request to the  
 7 extent that it seeks confidential and/or proprietary information and/or documents that are  
 8 protected by privacy rights under the United States Constitution or state or federal law, or other  
 9 confidentiality protections.

10 Subject to and without waiving his objections, Mr. Levandowski responds as follows:

11 After a reasonable, diligent search, Mr. Levandowski will produce non-privileged,  
 12 responsive documents, the act of production of which is not protected by the Fifth Amendment.

13 **REQUEST NO. 11:**

14 All COMMUNICATIONS with John Bares.

15 **RESPONSE TO REQUEST NO. 11:**

16 Mr. Levandowski incorporates his General Objections above as though set forth in this  
 17 response. Mr. Levandowski objects to this request as vague, overly broad, and unduly  
 18 burdensome, in that it contains no limitations as to time or the subject matter of this litigation.  
 19 Mr. Levandowski further objects to this request to the extent it seeks information and documents  
 20 protected from discovery under Mr. Levandowski's Fifth Amendment privilege, the attorney-  
 21 client privilege, the work-product doctrine, the common-interest and joint-defense doctrine, and  
 22 any other applicable privilege or doctrine. Mr. Levandowski further objects to this request to the  
 23 extent that it seeks confidential and/or proprietary information and/or documents that are  
 24 protected by privacy rights under the United States Constitution or state or federal law, or other  
 25 confidentiality protections.

26 Subject to and without waiving his objections, Mr. Levandowski responds as follows:

27 After a reasonable, diligent search, Mr. Levandowski will produce non-privileged,  
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responsive documents, the act of production of which is not protected by the Fifth Amendment.

**REQUEST NO. 12:**

All COMMUNICATIONS with Cameron Poetzscher.

**RESPONSE TO REQUEST NO. 12:**

Mr. Levandowski incorporates his General Objections above as though set forth in this response. Mr. Levandowski objects to this request as vague, overly broad, and unduly burdensome, in that it contains no limitations as to time or the subject matter of this litigation. Mr. Levandowski further objects to this request to the extent it seeks information and documents protected from discovery under Mr. Levandowski's Fifth Amendment privilege, the attorney-client privilege, the work-product doctrine, the common-interest and joint-defense doctrine, and any other applicable privilege or doctrine. Mr. Levandowski further objects to this request to the extent that it seeks confidential and/or proprietary information and/or documents that are protected by privacy rights under the United States Constitution or state or federal law, or other confidentiality protections.

Subject to and without waiving his objections, Mr. Levandowski responds as follows:

After a reasonable, diligent search, Mr. Levandowski will produce non-privileged, responsive documents, the act of production of which is not protected by the Fifth Amendment.

**REQUEST NO. 13:**

All COMMUNICATIONS with Nina Qi.

**RESPONSE TO REQUEST NO. 13:**

Mr. Levandowski incorporates his General Objections above as though set forth in this response. Mr. Levandowski objects to this request as vague, overly broad, and unduly burdensome, in that it contains no limitations as to time or the subject matter of this litigation. Mr. Levandowski further objects to this request to the extent it seeks information and documents protected from discovery under Mr. Levandowski's Fifth Amendment privilege, the attorney-client privilege, the work-product doctrine, the common-interest and joint-defense doctrine, and any other applicable privilege or doctrine. Mr. Levandowski further objects to this request to the

1 extent that it seeks confidential and/or proprietary information and/or documents that are  
 2 protected by privacy rights under the United States Constitution or state or federal law, or other  
 3 confidentiality protections.

4 Subject to and without waiving his objections, Mr. Levandowski responds as follows:

5 After a reasonable, diligent search, Mr. Levandowski will produce non-privileged,  
 6 responsive documents, the act of production of which is not protected by the Fifth Amendment.

7 **REQUEST NO. 14:**

8 All COMMUNICATIONS with STROZ.

9 **RESPONSE TO REQUEST NO. 14:**

10 Mr. Levandowski incorporates his General Objections above as though set forth in this  
 11 response. Mr. Levandowski objects to this request to the extent it seeks information and  
 12 documents protected from discovery under Mr. Levandowski's Fifth Amendment privilege, the  
 13 attorney-client privilege, the work-product doctrine, the common-interest and joint-defense  
 14 doctrine, and any other applicable privilege or doctrine. Mr. Levandowski objects to this request  
 15 as vague, overly broad, and unduly burdensome, in that it contains no limitations as to time or the  
 16 subject matter of this litigation.

17 Subject to and without waiving his objections, Mr. Levandowski responds as follows:

18 After a reasonable, diligent search, Mr. Levandowski will produce non-privileged,  
 19 responsive documents, the act of production of which is not protected by the Fifth Amendment.

20 **REQUEST NO. 15:**

21 All COMMUNICATIONS with any PERSON REGARDING STROZ.

22 **RESPONSE TO REQUEST NO. 15:**

23 Mr. Levandowski incorporates his General Objections above as though set forth in this  
 24 response. Mr. Levandowski objects to this request because it is not calculated to lead to  
 25 discoverable material, and constitutes an improper fishing expedition. Mr. Levandowski further  
 26 objects to this request to the extent it seeks information and documents protected from discovery  
 27 under Mr. Levandowski's Fifth Amendment privilege, the attorney-client privilege, the work-  
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1 product doctrine, the common-interest and joint-defense doctrine, and any other applicable  
2 privilege or doctrine. Mr. Levandowski objects to this request as vague, overly broad, and unduly  
3 burdensome, in that it contains no limitations as to time or the subject matter of this litigation.

4 Subject to and without waiving his objections, Mr. Levandowski responds as follows:

5 After a reasonable, diligent search, Mr. Levandowski will produce non-privileged,  
6 responsive documents, the act of production of which is not protected by the Fifth Amendment.

7 **REQUEST NO. 16:**

8 All DOCUMENTS and COMMUNICATIONS REGARDING the MISAPPROPRIATED  
9 MATERIALS.

10 **RESPONSE TO REQUEST NO. 16:**

11 Mr. Levandowski incorporates his General Objections above as though set forth in this  
12 response. Mr. Levandowski objects to this request to the extent it seeks information and  
13 documents protected from discovery under Mr. Levandowski's Fifth Amendment privilege, the  
14 attorney-client privilege, the work-product doctrine, the common-interest and joint-defense  
15 doctrine, and any other applicable privilege or doctrine. Mr. Levandowski objects to this request  
16 as vague, overly broad, and unduly burdensome, in that it contains no limitations as to time or the  
17 subject matter of this litigation.

18 Subject to and without waiving his objections, Mr. Levandowski responds as follows:

19 After a reasonable, diligent search, Mr. Levandowski will produce non-privileged,  
20 responsive documents, the act of production of which is not protected by the Fifth Amendment.

21 **REQUEST NO. 17:**

22 All COMMUNICATIONS with Lior Ron REGARDING WAYMO, GOOGLE, or  
23 LiDAR.

24 **RESPONSE TO REQUEST NO. 17:**

25 Mr. Levandowski incorporates his General Objections above as though set forth in this  
26 response. Mr. Levandowski objects to this request to the extent it seeks information and  
27 documents protected from discovery under Mr. Levandowski's Fifth Amendment privilege, the  
28 attorney-client privilege, the work-product doctrine, the common-interest and joint-defense

1 doctrine, and any other applicable privilege or doctrine. Mr. Levandowski objects to this request  
 2 as vague, overly broad, and unduly burdensome, in that it contains no limitations as to time or the  
 3 subject matter of this litigation. Mr. Levandowski further objects to this request to the extent that  
 4 it seeks confidential and/or proprietary information and/or documents that are protected by  
 5 privacy rights under the United States Constitution or state or federal law, or other confidentiality  
 6 protections.

7 Subject to and without waiving his objections, Mr. Levandowski responds as follows:

8 After a reasonable, diligent search, Mr. Levandowski will produce non-privileged,  
 9 responsive documents, the act of production of which is not protected by the Fifth Amendment.

10 **REQUEST NO. 18:**

11 All COMMUNICATIONS with Lior Ron before August 18 REGARDING UBER.

12 **RESPONSE TO REQUEST NO. 18:**

13 Mr. Levandowski incorporates his General Objections above as though set forth in this  
 14 response. Mr. Levandowski objects to this request as it does not include a year to limit the scope  
 15 of the request. Mr. Levandowski further objects to this request as vague, overly broad, and  
 16 unduly burdensome, in that it contains no limitations as to the subject matter of this litigation.  
 17 Mr. Levandowski further objects to this request to the extent it seeks information and documents  
 18 protected from discovery under Mr. Levandowski's Fifth Amendment privilege, the attorney-  
 19 client privilege, the work-product doctrine, the common-interest and joint-defense doctrine, and  
 20 any other applicable privilege or doctrine. Mr. Levandowski further objects to this request to the  
 21 extent that it seeks confidential and/or proprietary information and/or documents that are  
 22 protected by privacy rights under the United States Constitution or state or federal law, or other  
 23 confidentiality protections.

24 Subject to and without waiving his objections, Mr. Levandowski responds as follows:

25 After a reasonable, diligent search, Mr. Levandowski will produce non-privileged,  
 26 responsive documents, the act of production of which is not protected by the Fifth Amendment.

27 **REQUEST NO. 19:**

1 All COMMUNICATIONS with Colin Sebern REGARDING WAYMO, GOOGLE, or  
2 LiDAR.

3 **RESPONSE TO REQUEST NO. 19:**

4 Mr. Levandowski incorporates his General Objections above as though set forth in this  
5 response. Mr. Levandowski objects to this request to the extent it seeks information and  
6 documents protected from discovery under Mr. Levandowski's Fifth Amendment privilege, the  
7 attorney-client privilege, the work-product doctrine, the common-interest and joint-defense  
8 doctrine, and any other applicable privilege or doctrine. Mr. Levandowski objects to this request  
9 as vague, overly broad, and unduly burdensome, in that it contains no limitations as to time or the  
10 subject matter of this litigation. Mr. Levandowski further objects to this request to the extent that  
11 it seeks confidential and/or proprietary information and/or documents that are protected by  
12 privacy rights under the United States Constitution or state or federal law, or other confidentiality  
13 protections.

14 Subject to and without waiving his objections, Mr. Levandowski responds as follows:

15 After a reasonable, diligent search, Mr. Levandowski will produce non-privileged,  
16 responsive documents, the act of production of which is not protected by the Fifth Amendment.

17 **REQUEST NO. 20:**

18 All COMMUNICATIONS with Don Burnette REGARDING WAYMO, GOOGLE, or  
19 LiDAR.

20 **RESPONSE TO REQUEST NO. 20:**

21 Mr. Levandowski incorporates his General Objections above as though set forth in this  
22 response. Mr. Levandowski objects to this request to the extent it seeks information and  
23 documents protected from discovery under Mr. Levandowski's Fifth Amendment privilege, the  
24 attorney-client privilege, the work-product doctrine, the common-interest and joint-defense  
25 doctrine, and any other applicable privilege or doctrine. Mr. Levandowski objects to this request  
26 as vague, overly broad, and unduly burdensome, in that it contains no limitations as to time or the  
27 subject matter of this litigation. Mr. Levandowski further objects to this request to the extent that  
28

1 it seeks confidential and/or proprietary information and/or documents that are protected by  
 2 privacy rights under the United States Constitution or state or federal law, or other confidentiality  
 3 protections.

4 Subject to and without waiving his objections, Mr. Levandowski responds as follows:

5 After a reasonable, diligent search, Mr. Levandowski will produce non-privileged,  
 6 responsive documents, the act of production of which is not protected by the Fifth Amendment.

7 **REQUEST NO. 21:**

8 All COMMUNICATIONS with Soren Juelsgaard REGARDING WAYMO, GOOGLE,  
 9 or LiDAR.

10 **RESPONSE TO REQUEST NO. 21:**

11 Mr. Levandowski incorporates his General Objections above as though set forth in this  
 12 response. Mr. Levandowski objects to this request to the extent it seeks information and  
 13 documents protected from discovery under Mr. Levandowski's Fifth Amendment privilege, the  
 14 attorney-client privilege, the work-product doctrine, the common-interest and joint-defense  
 15 doctrine, and any other applicable privilege or doctrine. Mr. Levandowski objects to this request  
 16 as vague, overly broad, and unduly burdensome, in that it contains no limitations as to time or the  
 17 subject matter of this litigation. Mr. Levandowski further objects to this request to the extent that  
 18 it seeks confidential and/or proprietary information and/or documents that are protected by  
 19 privacy rights under the United States Constitution or state or federal law, or other confidentiality  
 20 protections.

21 Subject to and without waiving his objections, Mr. Levandowski responds as follows:

22 After a reasonable, diligent search, Mr. Levandowski will produce non-privileged,  
 23 responsive documents, the act of production of which is not protected by the Fifth Amendment.

24 **REQUEST NO. 22:**

1 All COMMUNICATIONS with Ognen Stojanovski REGARDING WAYMO, GOOGLE,  
2 or LiDAR.

3 **RESPONSE TO REQUEST NO. 22:**

4 Mr. Levandowski incorporates his General Objections above as though set forth in this  
5 response. Mr. Levandowski objects to this request to the extent it seeks information and  
6 documents protected from discovery under Mr. Levandowski's Fifth Amendment privilege, the  
7 attorney-client privilege, the work-product doctrine, the common-interest and joint-defense  
8 doctrine, and any other applicable privilege or doctrine. Mr. Levandowski objects to this request  
9 as vague, overly broad, and unduly burdensome, in that it contains no limitations as to time or the  
10 subject matter of this litigation. Mr. Levandowski further objects to this request to the extent that  
11 it seeks confidential and/or proprietary information and/or documents that are protected by  
12 privacy rights under the United States Constitution or state or federal law, or other confidentiality  
13 protections.

14 Subject to and without waiving his objections, Mr. Levandowski responds as follows:

15 After a reasonable, diligent search, Mr. Levandowski will produce non-privileged,  
16 responsive documents, the act of production of which is not protected by the Fifth Amendment.

17 **REQUEST NO. 23:**

18 All agreements with any DEFENDANT.

19 **RESPONSE TO REQUEST NO. 23:**

20 Mr. Levandowski incorporates his General Objections above as though set forth in this  
21 response. Mr. Levandowski objects to this request to the extent it seeks information and  
22 documents protected from discovery under Mr. Levandowski's Fifth Amendment privilege, the  
23 attorney-client privilege, the work-product doctrine, the common-interest and joint-defense  
24 doctrine, and any other applicable privilege or doctrine. Mr. Levandowski further objects to this  
25 request to the extent that it seeks confidential and/or proprietary information and/or documents  
26 that are protected by privacy rights under the United States Constitution or state or federal law, or  
27 other confidentiality protections.

1 Subject to and without waiving his objections, Mr. Levandowski responds as follows:

2 After a reasonable, diligent search, Mr. Levandowski will produce non-privileged,  
3 responsive documents, the act of production of which is not protected by the Fifth Amendment.

4 **REQUEST NO. 24:**

5 All agreements with SANDSTONE.

6 **RESPONSE TO REQUEST NO. 24:**

7 Mr. Levandowski incorporates his General Objections above as though set forth in this  
8 response. Mr. Levandowski objects to this request because it is not calculated to lead to  
9 discoverable material, and constitutes an improper fishing expedition. Mr. Levandowski further  
10 objects to this request to the extent it seeks information and documents protected from discovery  
11 under Mr. Levandowski's Fifth Amendment privilege, the attorney-client privilege, the work-  
12 product doctrine, the common-interest and joint-defense doctrine, and any other applicable  
13 privilege or doctrine. Mr. Levandowski objects to this request as vague, overly broad, and unduly  
14 burdensome, in that it contains no limitations as to time or the subject matter of this litigation.  
15 Mr. Levandowski further objects to this request to the extent that it seeks confidential and/or  
16 proprietary information and/or documents that are protected by privacy rights under the United  
17 States Constitution or state or federal law, or other confidentiality protections.

18 Subject to and without waiving his objections, Mr. Levandowski responds as follows:

19 After a reasonable, diligent search, Mr. Levandowski will produce non-privileged,  
20 responsive documents, the act of production of which is not protected by the Fifth Amendment.

21 **REQUEST NO. 25:**

22 All agreements with APPARATE INTERNATIONAL.

23 **RESPONSE TO REQUEST NO. 25:**

24 Mr. Levandowski incorporates his General Objections above as though set forth in this  
25 response. Mr. Levandowski objects to this request because it is not calculated to lead to  
26 discoverable material, and constitutes an improper fishing expedition. Mr. Levandowski further  
27 objects to this request to the extent it seeks information and documents protected from discovery  
28

1 under Mr. Levandowski's Fifth Amendment privilege, the attorney-client privilege, the work-  
2 product doctrine, the common-interest and joint-defense doctrine, and any other applicable  
3 privilege or doctrine. Mr. Levandowski objects to this request as vague, overly broad, and unduly  
4 burdensome, in that it contains no limitations as to time or the subject matter of this litigation.  
5 Mr. Levandowski further objects to this request to the extent that it seeks confidential and/or  
6 proprietary information and/or documents that are protected by privacy rights under the United  
7 States Constitution or state or federal law, or other confidentiality protections.

8 Subject to and without waiving his objections, Mr. Levandowski responds as follows:

9 After a reasonable, diligent search, Mr. Levandowski will produce non-privileged,  
10 responsive documents, the act of production of which is not protected by the Fifth Amendment.

11 **REQUEST NO. 26:**

12 All agreements with POUCH HOLDINGS.

13 **RESPONSE TO REQUEST NO. 26:**

14 Mr. Levandowski incorporates his General Objections above as though set forth in this  
15 response. Mr. Levandowski objects to this request because it is not calculated to lead to  
16 discoverable material, and constitutes an improper fishing expedition. Mr. Levandowski further  
17 objects to this request to the extent it seeks information and documents protected from discovery  
18 under Mr. Levandowski's Fifth Amendment privilege, the attorney-client privilege, the work-  
19 product doctrine, the common-interest and joint-defense doctrine, and any other applicable  
20 privilege or doctrine. Mr. Levandowski objects to this request as vague, overly broad, and unduly  
21 burdensome, in that it contains no limitations as to time or the subject matter of this litigation.  
22 Mr. Levandowski further objects to this request to the extent that it seeks confidential and/or  
23 proprietary information and/or documents that are protected by privacy rights under the United  
24 States Constitution or state or federal law, or other confidentiality protections.

25 Subject to and without waiving his objections, Mr. Levandowski responds as follows:

26 After a reasonable, diligent search, Mr. Levandowski will produce non-privileged,  
27 responsive documents, the act of production of which is not protected by the Fifth Amendment.

**REQUEST NO. 27:**

All agreements with DOGWOOD LEASING.

**RESPONSE TO REQUEST NO. 27:**

Mr. Levandowski incorporates his General Objections above as though set forth in this response. Mr. Levandowski objects to this request because it is not calculated to lead to discoverable material, and constitutes an improper fishing expedition. Mr. Levandowski further objects to this request to the extent it seeks information and documents protected from discovery under Mr. Levandowski's Fifth Amendment privilege, the attorney-client privilege, the work-product doctrine, the common-interest and joint-defense doctrine, and any other applicable privilege or doctrine. Mr. Levandowski objects to this request as vague, overly broad, and unduly burdensome, in that it contains no limitations as to time or the subject matter of this litigation. Mr. Levandowski further objects to this request to the extent that it seeks confidential and/or proprietary information and/or documents that are protected by privacy rights under the United States Constitution or state or federal law, or other confidentiality protections.

Subject to and without waiving his objections, Mr. Levandowski responds as follows:

After a reasonable, diligent search, Mr. Levandowski will produce non-privileged, responsive documents, the act of production of which is not protected by the Fifth Amendment.

**REQUEST NO. 28:**

All agreements with Lior Ron.

**RESPONSE TO REQUEST NO. 28:**

Mr. Levandowski incorporates his General Objections above as though set forth in this response. Mr. Levandowski objects to this request because it is not calculated to lead to discoverable material, and constitutes an improper fishing expedition. Mr. Levandowski further objects to this request to the extent it seeks information and documents protected from discovery under Mr. Levandowski's Fifth Amendment privilege, the attorney-client privilege, the work-product doctrine, the common-interest and joint-defense doctrine, and any other applicable privilege or doctrine. Mr. Levandowski objects to this request as vague, overly broad, and unduly

1 burdensome, in that it contains no limitations as to time or the subject matter of this litigation.  
 2 Mr. Levandowski further objects to this request to the extent that it seeks confidential and/or  
 3 proprietary information and/or documents that are protected by privacy rights under the United  
 4 States Constitution or state or federal law, or other confidentiality protections.

5 Subject to and without waiving his objections, Mr. Levandowski responds as follows:

6 After a reasonable, diligent search, Mr. Levandowski will produce non-privileged,  
 7 responsive documents, the act of production of which is not protected by the Fifth Amendment.

8 **REQUEST NO. 29:**

9 All agreements with John Gardner.

10 **RESPONSE TO REQUEST NO. 29:**

11 Mr. Levandowski incorporates his General Objections above as though set forth in this  
 12 response. Mr. Levandowski objects to this request because it is not calculated to lead to  
 13 discoverable material, and constitutes an improper fishing expedition. Mr. Gardner is Mr.  
 14 Levandowski's personal attorney. Mr. Levandowski objects to this request to the extent it seeks  
 15 information and documents protected from discovery under Mr. Levandowski's attorney-client  
 16 privilege, the work-product doctrine, the common-interest and joint-defense doctrine, and any  
 17 other applicable privilege or doctrine.

18 Subject to and without waiving his objections, Mr. Levandowski responds as follows:

19 After a reasonable, diligent search, Mr. Levandowski will produce non-privileged,  
 20 responsive documents, the act of production of which is not protected by the Fifth Amendment.

21 **REQUEST NO. 30:**

22 All agreements with Ogden Stojanovski.

23 **RESPONSE TO REQUEST NO. 30:**

24 Mr. Levandowski incorporates his General Objections above as though set forth in this  
 25 response. Mr. Levandowski objects to this request because it is not calculated to lead to  
 26 discoverable material, and constitutes an improper fishing expedition. Mr. Stojanovski is an  
 27 attorney. Mr. Levandowski objects to this request to the extent it seeks information and  
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documents protected from discovery under Mr. Levandowski's Fifth Amendment privilege, the attorney-client privilege, the work-product doctrine, the common-interest and joint-defense doctrine, and any other applicable privilege or doctrine. Mr. Levandowski objects to this request as vague, overly broad, and unduly burdensome, in that it contains no limitations as to time or the subject matter of this litigation.

Subject to and without waiving his objections, Mr. Levandowski responds as follows:

After a reasonable, diligent search, Mr. Levandowski will produce non-privileged, responsive documents, the act of production of which is not protected by the Fifth Amendment.

**REQUEST NO. 31:**

All DOCUMENTS or COMMUNICATIONS after January 27, 2016 REGARDING WAYMO's LiDAR.

**RESPONSE TO REQUEST NO. 31:**

Mr. Levandowski incorporates his General Objections above as though set forth in this response. Mr. Levandowski further objects to this request to the extent it seeks information and documents protected from discovery under Mr. Levandowski's Fifth Amendment privilege, the attorney-client privilege, the work-product doctrine, the common-interest and joint-defense doctrine, and any other applicable privilege or doctrine.

Subject to and without waiving his objections, Mr. Levandowski responds as follows:

**REQUEST NO. 32:**

All COMMUNICATIONS with any PERSON REGARDING THIS CASE.

**RESPONSE TO REQUEST NO. 32:**

Mr. Levandowski incorporates his General Objections above as though set forth in this response. Mr. Levandowski objects to this request because it is not calculated to lead to discoverable material, and constitutes an improper fishing expedition. Mr. Levandowski further objects to this request to the extent it seeks information and documents protected from discovery under the attorney-client privilege, the work-product doctrine, the common-interest and joint-defense doctrine, and any other applicable privilege or doctrine. Mr. Levandowski objects to this

1 request as vague, overly broad, and unduly burdensome, in that it contains no limitations as to  
2 time or the individual(s) with whom the communications were made.

3 Subject to and without waiving his objections, Mr. Levandowski responds as follows:

4 After a reasonable, diligent search, Mr. Levandowski will produce non-privileged,  
5 responsive documents, the act of production of which is not protected by the Fifth Amendment.

6 **REQUEST NO. 33:**

7 All DOCUMENTS belonging to WAYMO in YOUR possession, custody, or control.

8 **RESPONSE TO REQUEST NO. 33:**

9 Mr. Levandowski incorporates his General Objections above as though set forth in this  
10 response. Mr. Levandowski objects to this request to the extent it seeks information and  
11 documents protected from discovery under Mr. Levandowski's Fifth Amendment privilege.

12 **REQUEST NO. 34:**

13 All DOCUMENTS belonging to GOOGLE in YOUR possession, custody, or control.

14 **RESPONSE TO REQUEST NO. 34:**

15 Mr. Levandowski incorporates his General Objections above as though set forth in this  
16 response. Mr. Levandowski objects to this request to the extent it seeks information and  
17 documents protected from discovery under Mr. Levandowski's Fifth Amendment privilege.

18 **REQUEST NO. 35:**

19 All DOCUMENTS and COMMUNICATIONS referring or relating to DOCUMENTS  
20 belonging to WAYMO in YOUR possession, custody, or control.

21 **RESPONSE TO REQUEST NO. 35:**

22 Mr. Levandowski incorporates his General Objections above as though set forth in this  
23 response. Mr. Levandowski objects to this request to the extent it seeks information and  
24 documents protected from discovery under Mr. Levandowski's Fifth Amendment privilege, the  
25 attorney-client privilege, the work-product doctrine, the common-interest and joint-defense  
26 doctrine, and any other applicable privilege or doctrine;

27 **REQUEST NO. 36:**

1 All DOCUMENTS and COMMUNICATIONS referring or relating to DOCUMENTS  
2 belonging to GOOGLE in YOUR possession, custody, or control.

3 **RESPONSE TO REQUEST NO. 36:**

4 Mr. Levandowski incorporates his General Objections above as though set forth in this  
5 response. Mr. Levandowski objects to this request to the extent it seeks information and  
6 documents protected from discovery under Mr. Levandowski's Fifth Amendment privilege, the  
7 attorney-client privilege, the work-product doctrine, the common-interest and joint-defense  
8 doctrine, and any other applicable privilege or doctrine;

9 **REQUEST NO. 37:**

10 All COMMUNICATIONS and DOCUMENTS REGARDING any attempt to conceal,  
11 hide, or destroy the MISAPPROPRIATED MATERIALS.

12 **RESPONSE TO REQUEST NO. 37:**

13 Mr. Levandowski incorporates his General Objections above as though set forth in this  
14 response. Mr. Levandowski objects to this request to the extent it seeks information and  
15 documents protected from discovery under Mr. Levandowski's Fifth Amendment privilege, the  
16 attorney-client privilege, the work-product doctrine, the common-interest and joint-defense  
17 doctrine, and any other applicable privilege or doctrine;

18 **REQUEST NO. 38:**

19 All COMMUNICATIONS and DOCUMENTS REGARDING your termination from  
20 UBER.

21 **RESPONSE TO REQUEST NO. 38:**

22 Mr. Levandowski incorporates his General Objections above as though set forth in this  
23 response. Mr. Levandowski objects to this request because it is not calculated to lead to  
24 discoverable material, and constitutes an improper fishing expedition. Mr. Levandowski further  
25 objects to this request to the extent it seeks information and documents protected from discovery  
26 under Mr. Levandowski's Fifth Amendment privilege, the attorney-client privilege, the work-  
27 product doctrine, the common-interest and joint-defense doctrine, and any other applicable  
28

1 privilege or doctrine. Mr. Levandowski further objects to this request to the extent that it seeks  
2 confidential and/or proprietary information and/or documents that are protected by privacy rights  
3 under the United States Constitution or state or federal law, or other confidentiality protections.

4 Subject to and without waiving his objections, Mr. Levandowski responds as follows:

5 After a reasonable, diligent search, Mr. Levandowski will produce non-privileged,  
6 responsive documents, the act of production of which is not protected by the Fifth Amendment.

7  
8 Dated: July 7, 2017

Respectfully Submitted,

9 /s/ Miles Ehrlich

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11 Ismail Ramsey  
12 Amy Craig  
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15 Berkeley, CA 94710  
16 Tel: (510) 548-3600  
17 *Counsel to Anthony Levandowski*